

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK

SUSAN B. BROWN and GUY R. BROWN,

Plaintiffs,

-vs-

DePUY ACROMED, INC.

SETTLEMENT ORDER

04-CV-6375

Defendant.

The Court having been advised by counsel that the above action has been settled, it is therefore

ORDERED, that the action and all claims and cross-claims therein are hereby dismissed with prejudice. Each party must bear its own costs; and it is further

ORDERED, that if there is a material breach of the terms of settlement, either party, on notice, may move to vacate this dismissal order and restore the case to the calendar.



DAVID G. LARIMER
UNITED STATES DISTRICT JUDGE

Dated: September 29, 2009
Rochester, New York